

# PARTIAL TRUST DEED RELEASE COMBINED WITH PARTIAL RELEASE OF ASSIGNMENT OF RENTS AND LEASES

TO THE CHANCERY CLERK of DeSoto County, Mississippi:

You are hereby authorized and directed to partially satisfy and cancel of record the following Trust Deed and the Assignment of Rents and Leases, but only to the extent to which it is a lien on the property described below:

## TRUST DEED

Trustor/Grantor: DeSoto County Development, L.L.C.  
Trustee: J. Fred Spencer  
Beneficiary: Marshall Investments Corporation  
Date of Trust Deed: 7/31/03  
Recorded on: 8/4/03  
Recorded in: Deed of Trust Book 1786, Page 606 of trust deeds in your office.

2/15/06 3:49:42  
BK 2,412 PG 24  
DESOTO COUNTY, MS  
W.E. DAVIS, CH CLERK  
2/15/06 3:49:57  
PK 112 PG 684  
DESOTO COUNTY, MS  
W.E. DAVIS, CH CLERK

## ASSIGNMENT OF RENTS AND LEASES

Assignor: DeSoto County Development, L.L.C.  
Assignee: Marshall Investments Corporation  
Date of Assignment: 7/31/03  
Recorded on: 8/4/03  
Recorded in: Power of Attorney Book 99, Page 540

Legal Description of Property affected by this partial release:

See Exhibit "A" attached hereto and made a part hereof as if copied herein verbatim

The indebtedness and obligations therein secured has not been assigned by me to anyone and has been satisfied.

The undersigned beneficiary hereby covenants with the said Trustor/Grantor that he/she is the legal owner and holder of the indebtedness described in and secured by said trust deed and the assignment of rents and leases and that he/she has the lawful right to release and discharge the liens thereof.

WITNESS MY HAND, this the 24 day of NOVEMBER, 2003.

MARSHALL INVESTMENTS CORPORATION

BY:

*[Signature]*  
Sr. Vice President (Title)

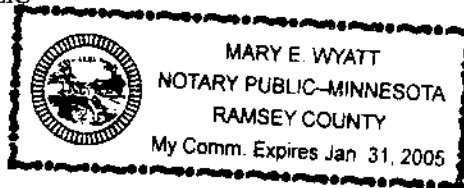
STATE OF MINNESOTA  
COUNTY OF HENNEPIN

Personally appeared before me, the undersigned authority in and for the said county and state, on this 24<sup>th</sup> day of NOVEMBER, 2003, within my jurisdiction, the within named Gregory Bolin who acknowledged that he/she is (title) Sr. Vice President of MARSHALL INVESTMENTS CORPORATION and that for and on behalf of the said corporation, and as its act and deed he/she executed the above and foregoing instrument, after first having been duly authorized by said corporation so to do.

(SEAL)

NOTARY PUBLIC

My Commission Expires:



PREPARED BY AND, AFTER RECORDING, RETURN TO THE OFFICE OF:  
HOLCOMB DUNBAR, P.A.  
P. O. BOX 190, SOUTHAVEN, MS 38671-0190  
(601) 349-0664  
File Number: 903138

## EXHIBIT "A"

Legal Description

**A 5.22, MORE OR LESS, ACRE TRACT OF LAND BEING LOCATED IN SECTION 36, TOWNSHIP 1 SOUTH, RANGE 8 WEST, CITY OF HORN LAKE, DESOTO COUNTY, MISSISSIPPI AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

**COMMENCING AT THE SOUTHWEST CORNER OF SECTION 36, TOWNSHIP 1 SOUTH, RANGE 8 WEST, SAID CORNER BEING AN AXLE (POUND); THENCE NORTH 07 DEGREES 46 MINUTES 22 SECONDS EAST, A DISTANCE OF 2,500.80 FEET TO AN 1/2" IRON PIPE (SET) IN THE WEST RIGHT OF WAY LINE OF INTERSTATE BOULEVARD (112 FOOT RIGHT OF WAY), SAID IRON PIPE BEING THE TRUE POINT OF BEGINNING OF THE HEREIN DESCRIBED TRACT; THENCE NORTH 79 DEGREES 58 MINUTES 55 SECONDS WEST, A DISTANCE OF 54.75 FEET TO AN 1/2" IRON PIPE (SET); THENCE NORTH 40 DEGREES 56 MINUTES 29 SECONDS WEST, A DISTANCE OF 617.51 FEET TO AN 1/2" IRON PIPE (SET); THENCE NORTH 49 DEGREES 11 MINUTES 41 SECONDS EAST, A DISTANCE OF 308.93 FEET TO AN 1/2" IRON PIPE (SET); THENCE NORTH 39 DEGREES 47 MINUTES 30 SECONDS WEST, A DISTANCE OF 38.00 FEET TO AN 1/2" IRON PIPE (SET); THENCE NORTH 50 DEGREES 12 MINUTES 30 SECONDS EAST, A DISTANCE OF 68.00 FEET TO AN 1/2" IRON PIPE (SET); THENCE SOUTH 39 DEGREES 47 MINUTES 30 SECONDS EAST, A DISTANCE OF 111.86 FEET TO AN 1/2" IRON PIPE (SET); THENCE A CURVE TO THE LEFT WITH THE FOLLOWING ATTRIBUTES: DELTA ANGLE OF 19 DEGREES 58 MINUTES 18 SECONDS, RADIUS OF 378.00 FEET, ARC LENGTH OF 131.76 FEET, CHORD BEARING OF SOUTH 49 DEGREES 46 MINUTES 39 SECONDS WEST, CHORD LENGTH OF 131.09 FEET TO AN 1/2" IRON PIPE (SET); THENCE SOUTH 59 DEGREES 45 MINUTES 48 SECONDS EAST, A DISTANCE OF 206.12 FEET TO AN 1/2" IRON PIPE (SET); THENCE A CURVE TO THE LEFT WITH THE FOLLOWING ATTRIBUTES: DELTA ANGLE OF 89 DEGREES 59 MINUTES 33 SECONDS, RADIUS OF 37.50 FEET, ARC LENGTH OF 58.90 FEET, CHORD BEARING OF NORTH 75 DEGREES 14 MINUTES 25 SECONDS WEST, CHORD LENGTH OF 53.03 FEET TO AN 1/2" IRON PIPE (SET) IN THE WEST RIGHT OF WAY LINE OF INTERSTATE BOULEVARD (112 FOOT RIGHT OF WAY); THENCE, ALONG SAID RIGHT OF WAY LINE SOUTH 30 DEGREES 14 MINUTES 15 SECONDS WEST, A DISTANCE OF 209.17 FEET TO AN 1/2" IRON PIPE (SET); THENCE, CONTINUING ALONG SAID RIGHT OF WAY LINE A CURVE TO THE LEFT WITH THE FOLLOWING ATTRIBUTES: DELTA ANGLE OF 24 DEGREES 57 MINUTES 54 SECONDS, RADIUS OF 750.49 FEET, ARC LENGTH OF 327.01 FEET, CHORD BEARING OF SOUTH 17 DEGREES 45 MINUTES 14 SECONDS WEST, CHORD LENGTH OF 324.43 FEET TO THE POINT OF BEGINNING, CONTAINING 5.22, MORE OR LESS, ACRES AND BEING SUBJECT TO ALL CODES, COVENANTS, EASEMENTS, REVISIONS, RESTRICTIONS, REGULATIONS, AND RIGHTS OF WAY OF RECORD.**

Also being described as follows:

DESOTO COMMONS P.U.D., PHASE 2, LOT 1, PARCEL A-10, SITUATED IN SECTIONS 35 AND 36, TOWNSHIP 1 SOUTH, RANGE 8 WEST, DESOTO COUNTY, MISSISSIPPI, AS

PER PLAT THEREOF RECORDED IN PLAT BOOK 82, PAGE 8, IN THE OFFICE OF THE CHANCERY CLERK OF DESOTO COUNTY, MISSISSIPPI.

Except:

ROAD RIGHT OF WAY FOR WINDCHASE BOULEVARD, AS PER THE PLAT OF DESOTO COMMONS PUD, PHASE 2, LOT 1, PARCEL A-10, RECORDED IN PLAT BOOK 82, PAGE 8, IN THE OFFICE OF THE CHANCERY CLERK OF DESOTO COUNTY, MISSISSIPPI.